

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHANTELL GOSZTYLA,

Plaintiff,

v.

WEI GU, et al.,

Defendants.

No. 1:22-cv-00610-ADA-EPG (PC)

ORDER ADOPTING SCREENING
FINDINGS AND RECOMMENDATIONS

(ECF Nos. 11, 12)

Plaintiff Chantell Gosztyla is a state prisoner proceeding pro se and in forma pauperis in this civil rights action filed pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On February 9, 2023, the assigned Magistrate Judge entered findings and recommendations recommending “[t]his case proceed on Plaintiff’s Eighth Amendment claim against defendant Gu, in his individual and official capacity, for deliberate indifference to Plaintiff’s serious medical needs” and that “[a]ll other claims and defendants be dismissed for failure to state a claim.” (ECF No. 12 at 9.) The findings and recommendations were served on Plaintiff and contained notice that any objections thereto were to be filed within twenty-one (21) days of service. (*Id.*) Plaintiff has not filed objections, and the deadline to do so has passed.

///

///

1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this
2 Court has conducted a de novo review of this case. Having carefully reviewed the entire file, the
3 Court finds the findings and recommendations to be supported by the record and proper analysis.

4 Accordingly,

- 5 1. The findings and recommendations issued on February 9, 2023 (ECF No. 12), are
6 adopted in full;
- 7 2. This case shall proceed on Plaintiff's Eighth Amendment claim against Defendant
8 Gu, in his individual and official capacities, for deliberate indifference to
9 Plaintiff's serious medical need;
- 10 3. All other claims and Defendants are dismissed; and
- 11 4. The Clerk of Court is directed to reflect the rulings of this order on the docket.

12
13
14 IT IS SO ORDERED.

15 Dated: May 31, 2023

16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT JUDGE